

PATENT APPLICATION FEE DETERMINATION RECORD  
Effective October 1, 2003

Application or Docket Number

10773503  
13045.200561

CLAIMS AS FILED - PART I

(Column 1) (Column 2)

TOTAL CLAIMS	1	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	1 minus 20=	⑦
INDEPENDENT CLAIMS	1 minus 3 =	8
MULTIPLE DEPENDENT CLAIM PRESENT		<input type="checkbox"/>

\* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

(Column 1) (Column 2) (Column 3)

AMENDMENT	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		
					RATE	ADDI- TIONAL FEE
	9/10/04					
Total	29	Minus	20	9		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM						
+36 (37) 65						

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		
					RATE	ADDI- TIONAL FEE
Total		Minus	**	=		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM						

AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		
					RATE	ADDI- TIONAL FEE
Total		Minus	**	=		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM						

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

SMALL ENTITY TYPE	OTHER THAN OR SMALL ENTITY
RATE	FEES
BASIC FEE	385.00
OR	BASIC FEE
XS 9=	770.00
OR	XS18=
X43=	—
OR	X86=
+145=	—
OR	+290=
TOTAL	770

SMALL ENTITY TYPE	OTHER THAN OR SMALL ENTITY
RATE	ADDI- TIONAL FEE
XS 9=	
OR	XS18=
X43=	
OR	X86=
+145=	
OR	+290=
TOTAL ADDIT. FEE	TOTAL ADDIT. FEE

RATE	ADDI- TIONAL FEE
XS 9=	
OR	XS18=
X43=	
OR	X86=
+145=	
OR	+290=
TOTAL ADDIT. FEE	TOTAL ADDIT. FEE

RATE	ADDI- TIONAL FEE
X\$ 9=	
OR	X\$18=
X43=	
OR	X86=
+145=	
OR	+290=
TOTAL ADDIT. FEE	TOTAL ADDIT. FEE

S/N 10/773,503

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	MCCLURKEN	Examiner:	Unknown (R. ROLLINS in parent)
Serial No.:	10/773,503	Group Art Unit:	3762
Filed:	February 6, 2004	Docket No.:	13045.20USC1
Confirmation No.:	6627		
Title:	ELECTROSURGICAL DEVICE HAVING A TISSUE REDUCTION SENSOR		

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this correspondence is being transmitted via facsimile to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 10, 2004.

By: Rebecca Ralls

Name: Rebecca Ralls

PRELIMINARY AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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SEP 10 2004

Dear Sir:

In connection with the above identified application filed herewith, please enter the following preliminary amendment.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 3 of this paper.

**Remarks** begin on page 7 of this paper.

09/10/2004 11:10:40 AM 2004-09-10 11:10:40  
J20040910 11:10:40 AM

1200-11/62

Serial No. 10/773,503  
Preliminary Amendment filed Sept. 10, 2004

PATENT

REMARKS

With this amendment, Applicants have cancelled original claim 1 (claims 2-36 having been cancelled in the transmittal papers of this continuation application) and provided new claims 37-65. Support for new claims 37-65 is found in the originally filed application. Accordingly, no new matter has been added.

Please charge our Deposit Account 13-2725 the amount of \$162.00 to cover the added claim fee (for 9 additional claims over the 20 previously paid). In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account 13-2725.

Applicants respectfully request that this supplemental preliminary amendment be entered into the record prior to examination and consideration of the above-identified application.

Applicants submit that the claims are in condition for allowance. A Notice of Allowance is respectfully requested. If a telephone conference would be helpful to facilitate prosecution of this application, the Examiner is invited to contact Applicants' primary attorney-of record, Mara E. Liepa (Reg. No. 40,066), at (612) 371.5222.

Respectfully Submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
(612) 332-5300

Date: Sept 10, 2004 By

Mara E. Liepa  
Mara E. Liepa  
Reg. No. 40,066

